AN ACT

Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1992, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the District of Columbia for the fiscal year ending September 30, 1992, and for other purposes, namely:
TITLE I
FISCAL YEAR 1992 APPROPRIATIONS

FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA

For payment to the District of Columbia for the fiscal year ending September 30, 1992, $630,500,000.

FEDERAL CONTRIBUTION TO RETIREMENT FUNDS

For the Federal contribution to the Police Officers and Fire Fighters’, Teachers’, and Judges’ Retirement Funds, as authorized by the District of Columbia Retirement Reform Act, approved November 17, 1979 (93 Stat. 866; Public Law 96-122), $52,070,000.

METROPOLITAN POLICE DEPARTMENT

For a Federal contribution to the District of Columbia for the Metropolitan Police Department, $75,000, of which $25,000 shall be for an accreditation study by a recognized law enforcement accrediting organization and $50,000 shall be for community empowerment policing programs.

BOARD OF EDUCATION

For a Federal contribution to the District of Columbia, $3,205,000, of which $2,125,000 shall be for renovations to public school athletic and recreational grounds and facilities; $330,000 shall be for the Options Program; $250,000 shall be for the Parents as Teachers Program; and $500,000 shall be for maintenance, improvements,
and repairs to public school facilities under the Direct Activity Purchase System (DAPS): *Provided,* That the $500,000 provided for DAPS shall be returned to the United States Treasury on October 1, 1992, if the amount spent by the District of Columbia out of its own funds under DAPS and for maintenance, improvements, and repairs to public school facilities in fiscal year 1992 is less than the amount spent by the District out of its own funds for such purposes in fiscal year 1991: *Provided further,* That of the $3,205,000 appropriated under this heading, $1,500,000 shall not be available for obligation until September 30, 1992 and shall not be expended prior to October 1, 1992.

**DISTRICT OF COLUMBIA GENERAL HOSPITAL**

For a Federal contribution to the District of Columbia General Hospital, (1)$9,500,000 $9,250,000, of which $8,500,000 shall not be available for obligation until September 30, 1992 and shall not be expended prior to October 1, 1992.

**DEPARTMENT OF HUMAN SERVICES**

For a Federal contribution to the District of Columbia for the Department of Human Services for the breast and cervical cancer screening program, $500,000.
1 DISTRICT OF COLUMBIA INSTITUTE FOR MENTAL
2 HEALTH
3 For a Federal contribution to the District of Columbia Institute for Mental Health to provide professional
4 mental health care to low-income, underinsured, and indigent children, adults, and families in the District of Co-
5 lumbia, $1,000,000.
6 CHILDREN'S NATIONAL MEDICAL CENTER
7 For a Federal contribution to the Children's National Medical Center for a cost-shared National Child Protec-
8 tion Center, $3,000,000.
9 (2) GEORGE WASHINGTON UNIVERSITY MEDICAL CENTER
10 For the construction and renovation of the George Washington University Medical Center, $250,000, pursuant
11 to Trauma Care Systems Planning and Development Act
12 of 1990 (Public Law 101–590; 104 Stat. 2929), together
13 with $16,750,000 to become available October 1, 1992,
14 $16,500,000 to become available October 1, 1993, and
15 $16,500,000 to become available October 1, 1994: Provided,
16 That any funds appropriated under this head pursuant to
17 section 6(e) of the Trauma Care Systems and Development
18 Act of 1990 shall not be in excess of the amount allocated
19 under section 602(b) of the Congressional Budget Act of
20 1974, as amended, to the Subcommittees on the District of
21 Columbia of the Committees on Appropriations of the Sen-
ate and House of Representatives required to provide for the Federal payment, as authorized by the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 774, Public Law 93–395, as amended) and the Federal Contribution to retirement funds, as authorized by the District of Columbia Retirement Reform Act, approved November 17, 1979 (93 Stat. 866; Public Law 96–122, as amended).

DIVISION OF EXPENSES

The following amounts are appropriated for the District of Columbia for the current fiscal year out of the general fund of the District of Columbia, except as otherwise specifically provided.

GOVERNMENTAL DIRECTION AND SUPPORT

Governmental direction and support, $110,921,000:

Provided, That not to exceed $2,500 for the Mayor, $2,500 for the Chairman of the Council of the District of Columbia, and $2,500 for the City Administrator shall be available from this appropriation for expenditures for official purposes: Provided further, That any program fees collected from the issuance of debt shall be available for the payment of expenses of the debt management program of the District of Columbia: Provided further, That notwithstanding any other provision of law, there is hereby appropriated from the earnings of the applicable retire-
ment funds $8,326,000 to pay legal, management, invest-
ment, and other fees and administrative expenses of the
District of Columbia Retirement Board: Provided further,
That the District of Columbia Retirement Board shall pro-
vide to the Congress and to the Council of the District
of Columbia a quarterly report of the allocations of
charges by fund and of expenditures of all funds: Provided
further, That the District of Columbia Retirement Board
shall provide the Mayor, for transmittal to the Council of
the District of Columbia, an item accounting of the
planned use of appropriated funds in time for each annual
budget submission and the actual use of such funds in
time for each annual audited financial report: Provided
further, That the Mayor shall submit to the Council of the
District of Columbia by October 1, 1991, a reorganization
plan for the Department of Finance and Revenue that
shall follow the directives and initiatives contained in the
Report of the Committee of the Whole on Bill 9-151, the
Fiscal Year 1991 Supplemental Budget and Rescissions
of Authority Request Act of 1991, at 8-20 (March 25,

ECONOMIC DEVELOPMENT AND REGULATION

Economic development and regulation,

$106,430,000: Provided, That the District of Columbia
Housing Finance Agency, established by section 201 of
the District of Columbia Housing Finance Agency Act, effective March 3, 1979 (D.C. Law 2-135; D.C. Code, sec. 45-2111), based upon its capability of repayments as determined each year by the Council of the District of Columbia from the Finance Agency's annual audited financial statements to the Council of the District of Columbia, shall repay to the general fund an amount equal to the appropriated administrative costs plus interest at a rate of four percent per annum for a term of 15 years, with a deferral of payments for the first three years: Provided further, That notwithstanding the foregoing provision, the obligation to repay all or part of the amounts due shall be subject to the rights of the owners of any bonds or notes issued by the Finance Agency and shall be repaid to the District of Columbia government only from available operating revenues of the Finance Agency that are in excess of the amounts required for debt service, reserve funds, and operating expenses: Provided further, That upon commencement of the debt service payments, such payments shall be deposited into the general fund of the District of Columbia.

PUBLIC SAFETY AND JUSTICE

Public safety and justice, including purchase of 135 passenger-carrying vehicles for replacement only, including 130 for police-type use and five for fire-type use, with-
out regard to the general purchase price limitation for the
current fiscal year, $930,836,000: Provided, That the
Metropolitan Police Department is authorized to replace
not to exceed 25 passenger-carrying vehicles and the Fire
Department of the District of Columbia is authorized to
replace not to exceed five passenger-carrying vehicles an-
nually whenever the cost of repair to any damaged vehicle
exceeds three-fourths of the cost of the replacement: Pro-
vided further, That not to exceed $500,000 shall be avail-
able from this appropriation for the Chief of Police for
the prevention and detection of crime: Provided further,
That $50,000 of this appropriation shall be available at
the discretion of the Chief of Police for community
empowerment policing programs: Provided further, That
not to exceed $25,000 of this appropriation shall be avail-
able solely for an accreditation study of the Metropolitan
Police Department by a recognized law enforcement ac-
crediting organization: Provided further, That the Metrop-
olitan Police Department shall provide quarterly reports
to the Committees on Appropriations of the House and
Senate on efforts to increase efficiency and improve the
professionalism in the department: Provided further, That
notwithstanding any other provision of law, or Mayor’s
Order 86-45, issued March 18, 1986, the Metropolitan
Police Department’s delegated small purchase authority
shall be $500,000: Provided further, That funds appropriated for expenses under the District of Columbia Criminal Justice Act, approved September 3, 1974 (88 Stat. 1090; Public Law 93–412; D.C. Code, sec. 11–2601 et seq.), for the fiscal year ending September 30, 1992, shall be available for obligations incurred under the Act in each fiscal year since inception in fiscal year 1975: Provided further, That funds appropriated for expenses under the District of Columbia Neglect Representation Equity Act of 1984, effective March 13, 1985 (D.C. Law 5–129; D.C. Code, sec. 16–2304), for the fiscal year ending September 30, 1992, shall be available for obligations incurred under the Act in each fiscal year since inception in fiscal year 1985: Provided further, That funds appropriated for expenses under the District of Columbia Guardianship, Protective Proceedings, and Durable Power of Attorney Act of 1986, effective September 30, 1989 (D.C. Law 6–204; D.C. Code, sec. 21–2060), for the fiscal year ending September 30, 1992, shall be available for obligations incurred under the Act in each fiscal year since inception in fiscal year 1989: Provided further, That not to exceed $1,500 for the Chief Judge of the District of Columbia Court of Appeals, $1,500 for the Chief Judge of the Superior Court of the District of Columbia, and $1,500 for the Executive Officer of the District of Columbia Courts shall
be available from this appropriation for official purposes:

Provided further, That the District of Columbia shall operate and maintain a free, 24-hour telephone information service whereby residents of the area surrounding Lorton prison in Fairfax County, Virginia, can promptly obtain information from District of Columbia government officials on all disturbances at the prison, including escapes, fires, riots, and similar incidents: Provided further, That the District of Columbia government shall also take steps to publicize the availability of the 24-hour telephone information service among the residents of the area surrounding the Lorton prison: Provided further, That not to exceed $100,000 of this appropriation shall be used to reimburse Fairfax County, Virginia, and Prince William County, Virginia, for expenses incurred by the counties during the fiscal year ending September 30, 1992, in relation to the Lorton prison complex: Provided further, That such reimbursements shall be paid in all instances in which the District requests the counties to provide police, fire, rescue, and related services to help deal with escapes, riots, and similar disturbances involving the prison: Provided further, That the staffing levels of each engine company within the Fire Department shall be maintained in accordance with the provisions of the Fire Department Rules and Regulations, if any: Provided further, That the reduction in the
1 staffing levels of each two-piece engine company shall not
2 take effect until such time as the Fire Chief certifies to
3 the Committees on Appropriations of the House and Sen-
4 ate that the Department is taking all reasonable steps to
5 reduce the expenses of the Department, including steps
6 to reduce overtime, filling eligible vacancies, returning
7 detailees to their intended positions, and other measures
8 deemed appropriate by the Fire Department: Provided fur-
9 ther; That when staffing levels are reduced, the pay and
10 salary levels of fire fighter technicians shall be held harm-
11 less during the term of the collective bargaining agreement
12 in effect on the date of enactment of this Act: Provided
13 further, That none of the funds provided in this Act may
14 be used to implement any staffing plan for the District
15 of Columbia Fire Department that includes the elimi-
16 nation of any positions for Administrative Assistants to
17 the Battalion Fire Chiefs of the Firefighting Division of
18 the Department: Provided further, That the Mayor shall
19 reimburse the District of Columbia National Guard for ex-
20 penses incurred in connection with services that are per-
21 formed in emergencies by the National Guard in a militia
22 status and are requested by the Mayor, in amounts that
23 shall be jointly determined and certified as due and pay-
24 able for these services by the Mayor and the Commanding
25 General of the District of Columbia National Guard: Pro-
vided further, That such sums as may be necessary for
reimbursement to the District of Columbia National
Guard under the preceding proviso shall be available from
this appropriation, and the availability of the sums shall
be deemed as constituting payment in advance for the
emergency services involved.

PUBLIC EDUCATION SYSTEM

Public education system, including the development
of national defense education programs, $708,536,000, to
be allocated as follows: $519,344,000 for the public
schools of the District of Columbia; $2,625,000 for pay-
as-you-go capital projects for public schools, of which
$2,125,000 shall be for renovations to public school ath-
etic and recreational grounds and facilities and $500,000
shall be for maintenance, improvements, and repairs to
public school facilities under the Direct Activity Purchase
System (DAPS): Provided, That the $500,000 provided
for DAPS shall be returned to the United States Treasury
on October 1, 1992, if the amount spent by the District
of Columbia out of its own funds under DAPS and for
maintenance, improvements, and repairs to public school
facilities in fiscal year 1992 is less than the amount spent
by the District out of its own funds for such purposes in
fiscal year 1991: Provided further, That of the
$708,536,000 appropriated under this heading and the
$2,625,000 allocated for pay-as-you-go capital projects for public schools, $1,500,000 shall not be available for obligation until September 30, 1992 and shall not be expended prior to October 1, 1992: Provided further, That of the $519,344,000 allocated for the public schools of the District of Columbia under this heading, $3,150,000 shall be paid within fifteen (15) days of the enactment of this Act directly to the District of Columbia Public Schools Foundation for a series of demonstration projects including Project ACCORD ($900,000 of which $300,000 shall be paid directly to the Foundation when the Foundation certifies that an equal amount of private contributions has been received); the Anacostia Project ($1,000,000); the Cooperative Employment Education Project ($500,000); and the Options Program ($750,000); $84,200,000 for the District of Columbia Teachers' Retirement Fund; $73,495,000 for the University of the District of Columbia; $20,578,000 for the Public Library, of which $200,000 is to be transferred to the Children's Museum; $3,527,000 for the Commission on the Arts and Humanities; $4,290,000 for the District of Columbia School of Law; and $477,000 for the Education Licensure Commission: Provided, That the public schools of the District of Columbia are authorized to accept not to exceed 31 motor vehicles for exclusive use in the driver education program:
1 Provided further, That not to exceed $2,500 for the Super-
2 intendent of Schools, $2,500 for the President of the Uni-
3 versity of the District of Columbia, and $2,000 for the
4 Public Librarian shall be available from this appropriation
5 for expenditures for official purposes: Provided further,
6 That this appropriation shall not be available to subsidize
7 the education of nonresidents of the District of Columbia
8 at the University of the District of Columbia, unless the
9 Board of Trustees of the University of the District of Co-
10 lumbia adopts, for the fiscal year ending September 30,
11 1992, a tuition rate schedule that will establish the tuition
12 rate for nonresident students at a level no lower than the
13 nonresident tuition rate charged at comparable public in-
14 stitutions of higher education in the metropolitan area.
15
16 Human Support Services
17 Human support services, (3)$875,033,000
18 $874,783,000: Provided, That $20,848,000 of this appro-
19 priation, to remain available until expended, shall be avail-
20 able solely for District of Columbia employees' disability
21 compensation: Provided further, That $8,500,000 of this
22 appropriation for the District of Columbia General Hos-
23 pital shall not be available for obligation until September
24 30, 1992 and shall not be expended prior to October 1,
25 1992: Provided further, That the District shall not provide
26 free government services such as water, sewer, solid waste
1 disposal or collection, utilities, maintenance, repairs, or
2 similar services to any legally constituted private nonprofit
3 organization (as defined in section 411(5) of Public Law
4 100–77, approved July 22, 1987) providing emergency
5 shelter services in the District, if the District would not
6 be qualified to receive reimbursement pursuant to the
7 Stewart B. McKinney Homeless Act, approved July 22,
8 1987 (101 Stat. 485; Public Law 100–77; 42 U.S.C.
9 11301 et seq.).

PUBLIC WORKS

Public Works, including rental of one passenger-carrying vehicle for use by the Mayor and three passenger-carrying vehicles for use by the Council of the District of Columbia and purchase of passenger-carrying vehicles for replacement only, $234,390,000: Provided, That this appropriation shall not be available for collecting ashes or miscellaneous refuse from hotels and places of business.

WASHINGTON CONVENTION CENTER FUND

For the Washington Convention Center Fund, $13,110,000.

REPAYMENT OF LOANS AND INTEREST

For reimbursement to the United States of funds loaned in compliance with An Act to provide for the establishment of a modern, adequate, and efficient hospital center in the District of Columbia, approved August 7, 1946
(60 Stat. 896; Public Law 79–648); section 1 of An Act to authorize the Commissioners of the District of Columbia to borrow funds for capital improvement programs and to amend provisions of law relating to Federal Government participation in meeting costs of maintaining the Nation's Capital City, approved June 6, 1958 (72 Stat. 183; Public Law 85–451; D.C. Code, sec. 9–219); section 4 of An Act to authorize the Commissioners of the District of Columbia to plan, construct, operate, and maintain a sanitary sewer to connect the Dulles International Airport with the District of Columbia system, approved June 12, 1960 (74 Stat. 211; Public Law 86–515); section 723 of the District of Columbia Self-Government and Governmental Reorganization Act of 1973, approved December 24, 1973 (87 Stat. 821; Public Law 93–198; D.C. Code, sec. 47–321, note); and section 743(f) of the District of Columbia Self-Government and Governmental Reorganization Act Amendments, approved October 13, 1977 (91 Stat. 1156; Public Law 95–131; D.C. Code, sec. 9–219, note), including interest as required thereby, $277,577,000.

22 REPAYMENT OF GENERAL FUND DEFICIT
23 For the purpose of eliminating the $331,589,000 general fund accumulated deficit as of September 30, 1990, $41,170,000.
OPTICAL AND DENTAL BENEFITS

For optical and dental costs for nonunion employees, $3,423,000.

CAPITAL OUTLAY

For construction projects, $312,453,946, as authorized by an Act authorizing the laying of water mains and service sewers in the District of Columbia, the levying of assessments therefor, and for other purposes, approved April 22, 1904 (33 Stat. 244; Public Law 58-140; D.C. Code, sees. 43-1512 through 43-1519); the District of Columbia Public Works Act of 1954, approved May 18, 1954 (68 Stat. 101; Public Law 83-364); An Act to authorize the Commissioners of the District of Columbia to borrow funds for capital improvement programs and to amend provisions of law relating to Federal Government participation in meeting costs of maintaining the Nation's Capital City, approved June 6, 1958 (72 Stat. 183; Public Law 85-451; D.C. Code, sees. 9-219 and 47-3402); section 3(g) of the District of Columbia Motor Vehicle Parking Facility Act of 1942, approved August 20, 1958 (72 Stat. 686; Public Law 85-692; D.C. Code, sec. 40-805(7)); and the National Capital Transportation Act of 1969, approved December 9, 1969 (83 Stat. 320; Public Law 91-143; D.C. Code, sees. 1-2451, 1-2452, 1-2454, 1-2456, and 1-2457); including acquisition of sites, prep-
1 aration of plans and specifications, conducting preliminary
2 surveys, erection of structures, including building improve-
3 ment and alteration and treatment of grounds, to remain
4 available until expended: Provided, That $17,707,000
5 shall be available for project management and
6 $10,273,000 for design by the Director of the Department
7 of Public Works or by contract for architectural engineer-
8 ing services, as may be determined by the Mayor: Provided
9 further, That funds for use of each capital project imple-
10 menting agency shall be managed and controlled in ac-
11 cordance with all procedures and limitations established
12 under the Financial Management System: Provided fur-
13 ther, That $2,625,000 for the public school system for
14 pay-as-you-go capital projects shall be financed from gen-
15 eral fund operating revenues: Provided further, That up
16 to $1,500,000 of the funds provided under this heading
17 may be used to secure access, rights-of-way, easements or
18 title to lands not now in public ownership known as the
19 Metropolitan Branch Trail from its current owners: Pro-
20 vided further, That all funds provided by this appropria-
21 tion title shall be available only for the specific projects
22 and purposes intended: Provided further, That not-
23 withstanding the foregoing, all authorizations for capital
24 outlay projects, except those projects covered by the first
25 sentence of section 23(a) of the Federal-Aid Highway Act
of 1968, approved August 23, 1968 (82 Stat. 827; Public Law 90–495; D.C. Code, sec. 7–134, note), for which funds are provided by this appropriation title, shall expire on September 30, 1993, except authorizations for projects as to which funds have been obligated in whole or in part prior to September 30, 1993: Provided further, That upon expiration of any such project authorization the funds provided herein for the project shall lapse.

WATER AND SEWER ENTERPRISE FUND

For the Water and Sewer Enterprise Fund, $219,752,000, of which $38,006,000 shall be apportioned and payable to the debt service fund for repayment of loans and interest incurred for capital improvement projects.

For construction projects, $51,690,000, as authorized by an Act authorizing the laying of water mains and service sewers in the District of Columbia, the levying of assessments therefor, and for other purposes, approved April 22, 1904 (33 Stat. 244; Public Law 58–140; D.C. Code, sec. 43–1512 et seq.): Provided, That the requirements and restrictions that are applicable to general fund capital improvement projects and set forth in this Act under the Capital Outlay appropriation title shall apply to projects approved under this appropriation title: Provided further, That $25,608,000 in water and sewer enter-
prise fund operating revenues shall be available for pay-as-you-go capital projects.

Lottery and Charitable Games Enterprise Fund

For the Lottery and Charitable Games Enterprise Fund, established by the District of Columbia Appropriation Act for the fiscal year ending September 30, 1982, approved December 4, 1981 (95 Stat. 1174, 1175; Public Law 97-91), as amended, for the purpose of implementing the Law to Legalize Lotteries, Daily Numbers Games, and Bingo and Raffles for Charitable Purposes in the District of Columbia, effective March 10, 1981 (D.C. Law 3-172; D.C. Code, secs. 2-2501 et seq. and 22-1516 et seq.), $8,450,000, to be derived from non-Federal District of Columbia revenues: Provided, That the District of Columbia shall identify the sources of funding for this appropriation title from the District's own locally-generated revenues: Provided further, That no revenues from Federal sources shall be used to support the operations or activities of the Lottery and Charitable Games Control Board.

Cable Television Enterprise Fund

For the Cable Television Enterprise Fund, established by the Cable Television Communications Act of 1981, effective October 22, 1983 (D.C. Law 5-36; D.C. Code, sec. 43-1801 et seq.), $2,000,000.
GENERAL PROVISIONS

Sec. 101. The expenditure of any appropriation under this Act for any consulting service through procurement contract, pursuant to 5 U.S.C. 3109, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

Sec. 102. Except as otherwise provided in this Act, all vouchers covering expenditures of appropriations contained in this Act shall be audited before payment by the designated certifying official and the vouchers as approved shall be paid by checks issued by the designated disbursing official.

Sec. 103. Whenever in this Act, an amount is specified within an appropriation for particular purposes or objects of expenditure, such amount, unless otherwise specified, shall be considered as the maximum amount that may be expended for said purpose or object rather than an amount set apart exclusively therefor.

Sec. 104. Appropriations in this Act shall be available, when authorized by the Mayor, for allowances for privately owned automobiles and motorcycles used for the performance of official duties at rates established by the Mayor: Provided, That such rates shall not exceed the
maximum prevailing rates for such vehicles as prescribed in the Federal Property Management Regulations 101–7 (Federal Travel Regulations).

Sec. 105. Appropriations in this Act shall be available for expenses of travel and for the payment of dues of organizations concerned with the work of the District of Columbia government, when authorized by the Mayor:

Provided. That the Council of the District of Columbia and the District of Columbia Courts may expend such funds without authorization by the Mayor.

Sec. 106. There are appropriated from the applicable funds of the District of Columbia such sums as may be necessary for making refunds and for the payment of judgments that have been entered against the District of Columbia government: Provided, That nothing contained in this section shall be construed as modifying or affecting the provisions of section 11(c)(3) of title XII of the District of Columbia Income and Franchise Tax Act of 1947, approved March 31, 1956 (70 Stat. 78; Public Law 84–460; D.C. Code, sec. 47–1812.11(c)(3)).

Sec. 107. Appropriations in this Act shall be available for the payment of public assistance without reference to the requirement of section 544 of the District of Columbia Public Assistance Act of 1982, effective April 6, 1982 (D.C. Law 4–101; D.C. Code, sec. 3–295.44), and for the
SEC. 108. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 109. No funds appropriated in this Act for the District of Columbia government for the operation of educational institutions, the compensation of personnel, or for other educational purposes may be used to permit, encourage, facilitate, or further partisan political activities. Nothing herein is intended to prohibit the availability of school buildings for the use of any community or partisan political group during non-school hours.

SEC. 110. The annual budget for the District of Columbia government for the fiscal year ending September 30, 1993, shall be transmitted to the Congress no later than April 15, 1992.

SEC. 111. None of the funds appropriated in this Act shall be made available to pay the salary of any employee of the District of Columbia government whose name, title, grade, salary, past work experience, and salary history are not available for inspection by the House and Senate Committees on Appropriations, the House Committee on the
District of Columbia, the Subcommittee on General Services, Federalism, and the District of Columbia of the Senate Committee on Governmental Affairs, and the Council of the District of Columbia, or their duly authorized representative: Provided, That none of the funds contained in this Act shall be made available to pay the salary of any employee of the District of Columbia government whose name and salary are not available for public inspection.

Sec. 112. There are appropriated from the applicable funds of the District of Columbia such sums as may be necessary for making payments authorized by the District of Columbia Revenue Recovery Act of 1977, effective September 23, 1977 (D.C. Law 2–20; D.C. Code, sec. 47–421 et seq.).

Sec. 113. No part of this appropriation shall be used for publicity or propaganda purposes or implementation of any policy including boycott designed to support or defeat legislation pending before Congress or any State legislature.

Sec. 114. None of the funds contained in this Act shall be used to perform abortions except where the life of the mother would be endangered if the fetus were carried to term.
25

1 Sec. 115. At the start of the fiscal year, the Mayor shall develop an annual plan, by quarter and by project, for capital outlay borrowings: Provided, That within a reasonable time after the close of each quarter, the Mayor shall report to the Council of the District of Columbia and the Congress the actual borrowing and spending progress compared with projections.

2 Sec. 116. The Mayor shall not borrow any funds for capital projects unless the Mayor has obtained prior approval from the Council of the District of Columbia, by resolution, identifying the projects and amounts to be financed with such borrowings.

3 Sec. 117. The Mayor shall not expend any moneys borrowed for capital projects for the operating expenses of the District of Columbia government.

4 Sec. 118. None of the funds appropriated by this Act may be obligated or expended by reprogramming except pursuant to advance approval of the reprogramming granted according to the procedure set forth in the Joint Explanatory Statement of the Committee of Conference (House Report No. 96–443), which accompanied the District of Columbia Appropriation Act, 1980, approved October 30, 1979 (93 Stat. 713; Public Law 96–93), as modified in House Report No. 98–265, and in accordance with the Reprogramming Policy Act of 1980, effective Septem-
Sec. 119. None of the Federal funds provided in this Act shall be obligated or expended to provide a personal cook, chauffeur, or other personal servants to any officer or employee of the District of Columbia.

Sec. 120. None of the Federal funds provided in this Act shall be obligated or expended to procure passenger automobiles as defined in the Automobile Fuel Efficiency Act of 1980, approved October 10, 1980 (94 Stat. 1824; Public Law 96–425; 15 U.S.C. 2001(2)), with an Environmental Protection Agency estimated miles per gallon average of less than 22 miles per gallon: Provided, That this section shall not apply to security, emergency rescue, or armored vehicles.

Sec. 121. (a) Notwithstanding section 422(7) of the District of Columbia Self-Government and Governmental Reorganization Act of 1973, approved December 24, 1973 (87 Stat. 790; Public Law 93–198; D.C. Code, sec. 1–242(7)), the City Administrator shall be paid, during any fiscal year, a salary at a rate established by the Mayor, not to exceed the rate established for level IV of the Executive Schedule under 5 U.S.C. 5315.

(b) For purposes of applying any provision of law limiting the availability of funds for payment of salary or pay.
in any fiscal year, the highest rate of pay established by the Mayor under subsection (a) of this section for any position for any period during the last quarter of calendar year 1991 shall be deemed to be the rate of pay payable for that position for September 30, 1991.

(c) Notwithstanding section 4(a) of the District of Columbia Redevelopment Act of 1945, approved August 2, 1946 (60 Stat. 793; Public Law 79–592; D.C. Code, sec. 5–803(a)), the Board of Directors of the District of Columbia Redevelopment Land Agency shall be paid, during any fiscal year, a per diem compensation at a rate established by the Mayor.

SEC. 123. The Director of the Department of Administrative Services may pay rentals and repair, alter, and improve rented premises, without regard to the provisions of section 322 of the Economy Act of 1932 (Public Law 72–212; 40 U.S.C. 278a), upon a determination by the Director, that by reason of circumstances set forth in such determination, the payment of these rents and the execution of this work, without reference to the limitations of section 322, is advantageous to the District in terms of economy, efficiency, and the District’s best interest.

SEC. 124. No later than 30 days after the end of the first quarter of the fiscal year ending September 30, 1992, the Mayor of the District of Columbia shall submit to the Council of the District of Columbia the new fiscal year 1992 revenue estimates as of the end of the first quarter of fiscal year 1992. These estimates shall be used in the budget request for the fiscal year ending September 30, 1993. The officially revised estimates at midyear shall be used for the midyear report.

SEC. 126. No sole source contract with the District of Columbia government or any agency thereof may be renewed or extended without opening that contract to the competitive bidding process as set forth in section 303 of the District of Columbia Procurement Practices Act of 1985, effective February 21, 1986 (D.C. Law 6-85; D.C. Code, sec. 1-1183.3), except that the District of Columbia Public Schools may renew or extend sole source contracts for which competition is not feasible or practical, provided that the determination as to whether to invoke the competitive bidding process has been made in accordance with duly promulgated Board of Education rules and procedures.

SEC. 127. For purposes of the Balanced Budget and Emergency Deficit Control Act of 1985, approved December 12, 1985 (99 Stat. 1037; Public Law 99-177), as amended, the term "program, project, and activity" shall be synonymous with and refer specifically to each account appropriating Federal funds in this Act, and any sequestration order shall be applied to each of the accounts rather than to the aggregate total of those accounts: Provided, That sequestration orders shall not be applied to any account that is specifically exempted from sequestration by the Balanced Budget and Emergency Deficit Control Act of 1985 (99 Stat. 1037; Public Law 99-177), as amended.
SEC. 128. In the event a sequestration order is issued pursuant to the Balanced Budget and Emergency Deficit Control Act of 1985 (99 Stat. 1037; Public Law 99–177), as amended, after the amounts appropriated to the District of Columbia for the fiscal year involved have been paid to the District of Columbia, the Mayor of the District of Columbia shall pay to the Secretary of the Treasury, within 15 days after receipt of a request therefor from the Secretary of the Treasury, such amounts as are sequestered by the order: Provided, That the sequestration percentage specified in the order shall be applied proportionately to each of the Federal appropriation accounts in this Act that are not specifically exempted from sequestration by the Balanced Budget and Emergency Deficit Control Act of 1985 (99 Stat. 1037; Public Law 99–177), as amended.


SEC. 130. Such sums as may be necessary for fiscal year 1992 pay raises for programs funded by this Act shall be absorbed within the levels appropriated in this Act.

SEC. 131. For the fiscal year ending September 30, 1992, the District of Columbia shall pay interest on its
quarterly payments to the United States that are made
more than 60 days from the date of receipt of an itemized
statement from the Federal Bureau of Prisons of amounts
due for housing District of Columbia convicts in Federal
penitentiaries for the preceding quarter.

SEC. 132. None of the funds provided in this Act may
be used by the District of Columbia to provide for the sala-
ries, expenses, or other costs associated with the offices
of United States Senator or United States Representative
under section 4(d) of the District of Columbia Statehood
Constitutional Convention Initiative of 1979, effective
March 10, 1981 (D.C. Law 3-171; D.C. Code, sec. 1–
113(d)).

SEC. 133. (a) Up to 75 officers or members of the
Metropolitan Police Department who were hired before
February 14, 1980, and who retire on disability before the
end of calendar year 1991 shall be excluded from the com-
putation of the rate of disability retirement under sub-
section 145(a) of the District of Columbia Retirement Re-
form Act, as amended, approved September 30, 1983 (97
Stat. 727; D.C. Code, sec. 1–725(a)), for purposes of re-
ducing the authorized Federal payment to the District of
Columbia Police Officers and Fire Fighters’ Retirement
Fund pursuant to subsection 145(e) of the District of Co-
lumbia Retirement Reform Act.
(b) The Mayor, within 30 days after the enactment of this Act, shall engage an enrolled actuary, to be paid by the District of Columbia Retirement Board, and shall comply with the requirements of sections 142(d) and 144(d) of the District of Columbia Retirement Reform Act of 1979, approved November 17, 1979 (93 Stat. 866; Public Law 96–122; D.C. Code, secs. 1–722(d) and 1–724(d)).

(c) If any of the 75 light duty positions that may become vacant under subsection (a) of this section are filled, a civilian employee shall be hired to fill that position or it shall be filled by an officer or member of the Metropolitan Police Department for a temporary period of time.

(d) The limited duty policy of the Metropolitan Police Department shall be that in effect prior to July 8, 1990: Provided, That nothing herein is intended to prohibit the parties from negotiating a limited duty policy that is fair for all concerned and that does not impede the Department from carrying out its duties: Provided further, That whatever negotiations take place should also consider methods to prevent abuse of the program which drains scarce police resources.

(e) If less than the 75 officers or members excluded under subsection (a) are retired on disability, the actuary shall adjust accordingly the determinations made pursuant
to section 142(d) of the District of Columbia Retirement
Reform Act of 1979 (Public Law 96–122).

Sec. 134. (a) An entity of the District of Columbia
government may accept and use a gift or donation during
fiscal year 1992 if—

(1) the Mayor approves the acceptance and use
of the gift or donation; and

(2) the entity uses the gift or donation to carry
out its authorized functions or duties.

(b) Each entity of the District of Columbia govern-
ment shall keep accurate and detailed records of the ac-
ceptance and use of any gift or donation under subsection
(a), and shall make such records available for audit and
public inspection.

(c) For purposes of this section, the term “entity of
the District of Columbia government” includes an inde-
pendent agency of the District of Columbia.

This title may be cited as the “District of Columbia
Appropriations Act, 1992”.

For an additional amount for "Governmental direction and support", $257,000: Provided, That of the funds appropriated under this heading for the fiscal year ending September 30, 1991 in the District of Columbia Appropriations Act, 1991, approved November 5, 1990 (Public Law 101-518; 104 Stat. 2226 to 2227), $5,650,000 are rescinded for a net decrease of $5,393,000: Provided further, That of the $9,077,000 appropriated under this heading for fiscal year 1991 in the District of Columbia Appropriations Act, 1991, approved November 5, 1990 (Public Law 101-518; 104 Stat. 2226), to pay legal, management, investment, and other fees and administrative expenses of the District of Columbia Retirement Board, none shall be derived from the general fund and not to exceed $9,077,000 shall be derived from the earnings of the applicable retirement funds: Provided further, That within fifteen days of the date of enactment of this Act the District of Columbia Retirement Board shall reimburse the general fund of the District by an amount not to exceed $818,000 for any expenses of the Board paid...

**ECONOMIC DEVELOPMENT AND REGULATION**

*(INCLUDING RESCISSION)*

For an additional amount for "Economic development and regulation", $37,000: *Provided*, That of the funds appropriated under this heading for the fiscal year ending September 30, 1991 in the District of Columbia Appropriations Act, 1991, approved November 5, 1990 (Public Law 101-518; 104 Stat. 2227), $29,525,000 are rescinded for a net decrease of $29,488,000.

**PUBLIC SAFETY AND JUSTICE**

*(INCLUDING RESCISSION)*

For an additional amount for "Public safety and justice", $10,774,000, of which an additional $3,600,000 shall be allocated to the Fire and Emergency Medical Services Department; an additional $84,000 shall be allocated to the Civilian Complaint Review Board; and not-
withstanding any other law, an additional $7,090,000 shall be allocated for the District of Columbia Police Officers and Fire Fighters' Retirement Fund: Provided, That of the funds appropriated under this heading for the fiscal year ending September 30, 1991 in the District of Columbia Appropriations Act, 1991, approved November 5, 1990 (Public Law 101–518; 104 Stat. 2227 to 2229), $20,711,000 are rescinded for a net decrease of $9,937,000: Provided further, That notwithstanding any other provisions of law, of the funds available for fiscal year 1991, $225,000 of the amount allocated to the District of Columbia Judge's Retirement Fund are rescinded. The following provision under this heading for the fiscal year ending September 30, 1991 in the District of Columbia Appropriations Act, 1991, approved November 5, 1990 (Public Law 101–518; 104 Stat. 2228), is repealed: "Provided further, That at least 21 ambulances shall be maintained on duty 24 hours per day, 365 days a year.".

PUBLIC EDUCATION SYSTEM

(INCLUDING RESCISSION)

For an additional amount for "Public education system", $200,000 for the Public Library to be transferred to the Children's Museum. Of the funds appropriated under this heading for the fiscal year ending September 30, 1991 in the District of Columbia.
Columbia Appropriations Act, 1991, approved November 5, 1990 (Public Law 101–518; 104 Stat. 2229), 3 $11,123,000 for the D.C. Public Schools; $10,000,000 for pay-as-you-go capital projects for public schools; 5 $3,418,000 for the University of the District of Columbia; 6 $41,000 for the Education Licensure Commission; 7 $327,000 for the Commission on Arts and Humanities; 8 and notwithstanding any other provisions of law, 9 $23,650,000 for the District of Columbia Teachers' Retirement Fund are rescinded for a net decrease of 11 $48,359,000.

The following provision under this heading for the fiscal year ending September 30, 1991 in the District of Columbia Appropriations Act, 1991, approved November 5, 1990 (Public Law 101–518; 104 Stat. 2229), is repealed: “Provided further, That the amount allocated under this title for the public schools shall be increased, dollar for dollar up to $36,400,000, by the amount the annual Federal payment for fiscal year 1991 is increased above the current $430,500,000 Federal payment in fiscal year 1990.”

HUMAN SUPPORT SERVICES

(RESCISSION)

Of the funds appropriated under this heading for the fiscal year ending September 30, 1991 in the District of
1 Columbia Appropriations Act, 1991, approved November 5, 1990 (Public Law 101-518; 104 Stat. 2229 to 2230), $11,227,000 are rescinded.

PUBLIC WORKS

(INCLUDING RESCISSION)

For an additional amount for "Public works", $2,965,000: Provided, That of the funds appropriated under this heading for the fiscal year ending September 30, 1991 in the District of Columbia Appropriations Act, 1991, approved November 5, 1990 (Public Law 101-518; 104 Stat. 2230), $2,949,000 are rescinded for a net increase of $16,000.

WASHINGTON CONVENTION CENTER FUND

For an additional amount for "Washington Convention Center Fund", $2,756,000.

REPAYMENT OF LOANS AND INTEREST

For an additional amount for "Repayment of loans and interest", $8,577,000.

REPAYMENT OF GENERAL FUND DEFICIT

The paragraph under the heading "Repayment of General Fund Deficit", in the District of Columbia Appropriations Act, 1991, approved November 5, 1990 (Public Law 101-518; 104 Stat. 2231), is repealed.
SHORT-TERM BORROWINGS

For an additional amount for “Short-term borrowings”, $8,142,000.

OPTICAL AND DENTAL BENEFITS

For an additional amount for “Optical and dental benefits”, $311,000.

SUPPLY, ENERGY, AND EQUIPMENT ADJUSTMENT

The paragraph under the heading “Supply, energy, and equipment adjustment”, in the District of Columbia Appropriations Act, 1991, approved November 5, 1990 (Public Law 101-518; 104 Stat. 2231), is repealed.

PERSONAL SERVICES ADJUSTMENT

The paragraph under the heading “Personal services adjustment”, in the District of Columbia Appropriations Act, 1991, approved November 5, 1990 (Public Law 101-518, 104 Stat. 2231), is repealed.

CAPITAL OUTLAY

For an additional amount for “Capital outlay”, $73,570,000, to remain available until expended: Provided, That of the amounts appropriated under this heading in prior fiscal years for the Mount Vernon Square Campus project of the University of the District of Columbia, $39,134,000 are rescinded for a net increase of $34,436,000: Provided further, That $2,644,000 shall be available for project management and $3,212,000 for de-
sign by the Director of the Department of Public Works
or by contract for architectural engineering services, as
may be determined by the Mayor.

**WATER AND SEWER ENTERPRISE FUND**

(INCLUDING RECISSION)

For an additional amount for "Water and Sewer En-
terprise Fund", $23,633,000: Provided, That of the funds
appropriated under this heading for the fiscal year ending
September 30, 1991 in the District of Columbia Appro-
priations Act, 1991, approved November 5, 1990 (Public
Law 101–518; 104 Stat. 2232), $35,880,000 are re-
scinded for a net decrease of $12,247,000: Provided fur-
ther, That $35,852,000 of the amounts available for fiscal
year 1991 shall be apportioned and payable to the debt
service fund for repayment of loans and interest incurred
for capital improvement projects instead of $36,608,000
as provided under this heading in the District of Columbia
 Appropriations Act, 1991, approved November 5, 1990
(Public Law 101–518; 104 Stat. 2232): Provided further,
That $15,477,000 in water and sewer enterprise fund op-
erating revenues shall be available for pay-as-you-go cap-
ital projects instead of $39,609,000 as provided under this
heading in the District of Columbia Appropriations Act,
1991, approved November 5, 1990 (Public Law 101–518;
104 Stat. 2232).
GENERAL PROVISIONS


SEC. 202. (a) An entity of the District of Columbia government may accept and use a gift or donation during fiscal year 1991 if—

(1) the Mayor approves the acceptance and use of the gift or donation; and

(2) the entity uses the gift or donation to carry out its authorized functions or duties.

(b) Each entity of the District of Columbia government shall keep accurate and detailed records of the acceptance and use of any gift or donation under subsection (a), and shall make such records available for audit and public inspection.

(c) For purposes of this section, the term "entity of the District of Columbia government" includes an independent agency of the District of Columbia.

SEC. 203. Notwithstanding any other provision of law, appropriations made and authority granted pursuant to this title shall be deemed to be available for the fiscal year ending September 30, 1991.
1 This title may be cited as the "District of Columbia
2 Supplemental Appropriations and Rescissions Act, 1991".


Attest: DONNALD K. ANDERSON,
Clerk.

Passed the Senate September 16 (legislative day, September 10), 1991.

Attest: WALTER J. STEWART,
Secretary.
1. This title may be cited as the "District of Columbia
2. Supplemental Appropriations and Resubmittal Act, 1991"

Passed the House of Representatives September 18, 1991.

Attest: DONALD D. ANDERSON

Passed the Senate September 19 (concurrence day, September 19), 1991.

Attest: WALTER M. STEWART

Secretary.